

**Retirement Ordinance §146 Amendment,  
Second Reading**

June 23, 2016

The Honorable Mayor Ellison and  
Members of the City Commission:

The first reading of the retirement ordinance amendment was approved unanimously and without any changes at the June 13, 2016 city commission. As you will recall the amendment to the ordinance (Attachment 1) was made at the request of Julie Rudd, the city's finance director and with the recommendation of Howard Shifman, the city's labor attorney, to allow the city to rehire former city employees, typically into new positions, after they have retired from their initial employment. The limitations and restrictions imposed that were discovered in the retirement ordinance were not part of any labor contracts and amending the retirement ordinance to eliminate the obstacles can help the city retain talented employees.

The following resolution is recommend for adoption:

**Be it resolved**, the city commission adopts the ordinance to amend the Retirement Ordinance, Chapter 146, repealing Section 8, Normal Retirement; suspension of pension on second reading.

Respectfully submitted,  
Carol Schwanger  
Legal Administrative Assistant to the City Attorneys  
Administrative Assistant to the City Manager's Office

Approved,



Donald E. Johnson  
City Manager

1 Attachment

# Attachment 1

ORDINANCE NO., 2016-\_\_\_\_\_

An Ordinance to amend the Chapter 146, Retirement Ordinance of the Code of the City of Royal Oak by repealing Section 8, Normal Retirement; suspension of pension.

## **IT IS ORDAINED BY THE CITY OF ROYAL OAK:**

SECTION 1. Chapter 146 at Section 8 (146-8) of the Code of the City of Royal Oak, titled, "Normal Retirement; suspension of pension" is repealed.

## **SECTION 2. SEVERABILITY.**

If any section, subsection, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent portion of this ordinance, and such holding shall not affect the validity of the remaining portion of this ordinance.

## **SECTION 3. SAVINGS.**

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

## **SECTION 4. REPEALER.**

All or parts of other ordinances in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect.

## **SECTION 5. EFFECTIVE DATE.**

This ordinance shall take effect ten days after its final passage.